1948-49 (ML) 18

Sl Nos 46 & 47

Previous References

Later References

Serial Nos 47

Part B for June '49

Lighting tax due to the Bangalore City Municipality from the Railway Dept in respect of their buildings in Bangalo

To

The Ml Comr, Bangalore City (Through the Fr Sdt)

" Genl Manager, M S Rlys, Mysore

" Comptroller to Govt

" Chief Auditor, Mysore State Railways Mysor

Ltr O Nos L 14187-90/D 6-6-49

Sanctions the reslon of the Mo

Dl
8560

Lighting tax due to the Bangalore City Municipality from the Railway Dept. in respect of the buildings in Bangalore

Letter no A4C 624/48-49 dated the 4th May 1949 from the Municipal Commissioner, Bangalore City requesting sanction of Govt to the resolution of the Municipal Council dated the 18th April 1949 approving of the proposal to waive two-thirds of the lighting tax due on Railway Buildings at Bangalore from the year 1937-38 (2nd half) to 1947-48, the amount to be waived being Rs 5437-12-0

The above amount is proposed to be waived under G.O. No RS 426-28, Rev 280-G'38-39 dated 8th August 1938 a copy of which is enclosed, the reason being that the Railways Authorities derive no direct benefit from lighting submitted for orders

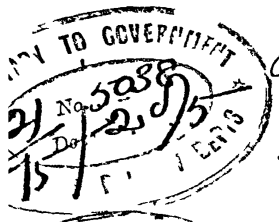
DO
17-5-49
R 18-5-49

The resolution of the Municipality may be approved, as it is in accordance with the existing orders on the

4069/Rly

Subject: The amount to be waived if the resolution as accepted would be Rs 5437/1/4 This may also be sent to the railway dept for perusal

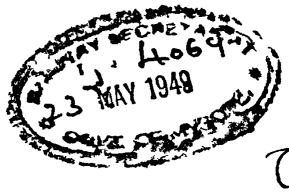
Tahsildar 18/5/49



19/5/49

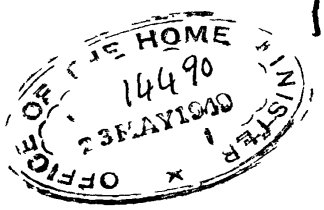
Minister City Municipalities 19/5/49

through Ferry Railways)

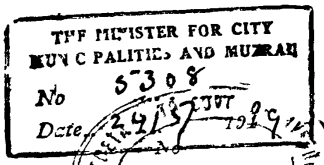


The Contention of the Railway is as per GO RS 426-431 Rly F 80 G 38-39 dated the 8th Aug 1938, and is, therefore, in order The Rent taken by the GM has also been approved by the Municipal Council, and resolution passed

The resolution may be approved



Home Minister & Minister, City Municipalities) Dom 20/5-



25/5/49

Dom 20/5-
General Secretary)

24/5/49

Waiving certain [illegible]
MC 8560 dues from Rly dept in Bldg &c

Submitted with a draft G.O
for appl

Yours
30-5-49
Rec 31-5-49

Secy
1/6/49

To
The Municipal Comrs, Bangalore
" General Manager, M.S. Railways, Mysore,
" Comptroller
" Chief Auditor, Mysore Railways.

G.O No L 14187-90 and 72-48-47
dated 6-6-49

Sanctioned
2 14/6/49

Mnk. 72-48-46

No A4 - 624/48-49
2 enclosures

CITY MUNICIPAL OFFICES,
Bangalore, dated 4th May 1949

GENERAL & REVENUE SECTION
8560
10 MAY 49

FROM

SAFI DARASHAH, Esq, B A,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

To

Janab Mir Haidar Hussain, B A,
Secretary to the Government of Mysore,
General Department, Bangalore

SECTT 13 60
Dy 715

SIR,

I have the honour to state that a sum of Rs 545/-12-0 is outstanding from the year 1937-38 IInd half to 1947-48 being the C/D of lighting tax due from Mysore State Railway on the buildings belonging to Railway Department, Bangalore City The Railway authorities are contesting for the payment of the above tax on the strength of the authority of the Government Order No R.S 426-48/Railway F 80-G 38-39 wherein it is stated that one third of lighting tax is payable and two thirds may be exempted as the Railway authorities derive no direct beneficiation from lighting The Municipal Council held on 18-4-1949 accepted that two thirds of lighting tax be waived

I request that sanction of Government may be obtained to waive two thirds of lighting taxes ie, Rs 545/-12-0

A copy of the Council resolution dated 18-4-1949 and also the copy of the Government order No R S 426-48/Rl F 80 G 38-39 of 5-8-1938 are herewith enclosed for your references

Yours faithfully,

Municipal Commissioner

Forwarded with compliments

Honorary President

2

Proceedings of the meeting of the Bangalore City Municipal Council dated 18-4-1949.

---

88 Revenue Officer's report re the lighting tax due by the Mysore State Railway on its buildings in Bangalore City

Resolution - Revenue Officer's report is accepted and two thirds of the lighting tax contested be waived

Sd R Subbanna,
Honorary President,

"Copy"

b f [illegible]

For Municipal Commissioner.

Proceedings of the Govt of His Highness the Maharaja of Mysore
Railway Department

Read - Notification No R S 1874-85 dated 2nd March 1929, declaring under section 117 clause (1) of the Mysore Railways Act 1894 that the Mysore Railways shall be liable to pay in respect of the buildings belonging to or under the management of the Mysore State Railway Department, the taxes imposed, on houses and buildings by the Municipal Councils within their respective limits, in aid of the funds of the Municipal Councils concerned

2 Notification No R S 2508-16 dated 6th June 1936, notifying that in special cases, any or all the aforesaid taxes shall not be levied or shall be levied at reduced rates, if it shall appear to Government that the Railway Administration can derive no appreciable benefit from the services provided by the Municipal Council

3 Correspondence ending with letter No 40 dated 16th July 1938 from the Agent, Mysore State Railway, submitting for approval of Government a draft working rule in pursuance of the notification dated 6th June 1936 for adoption, until the local rules are revised in accordance with those adopted by the Government of India

ORDER NO R S 426-45/RY F 80 G 38-39 dated 8th August 1938

The General Manager, Mysore State Railway, suggests that pending the question of exempting the Railway Department wholly or partly from local taxation, the following working rule may be adopted to dispose of the pending bills received from the several Municipalities

a If the Railway administration derives no direct benefit from the lighting, water supply or drainage system, it will pay only a third of the tax normally payable by it and an exemption of two thirds of the water or drainage tax as the case may be will be allowed

b If the Railway administration derives some direct benefit from lighting, water supply or drainage system but not the full benefit of it, it will pay two thirds of the water or drainage tax, as the case may be, and an exemption of one third of the tax will be allowed

c If it derives the full benefit from the lighting, water supplyor drainage system, it will pay the entire water or drainage tax as the case may be and no, exemption will be allowed

2 Government consider that some data is necessary for the disposal of the claims of the Municipalities and direct that the working rule as suggested by the General Manager be adopted as a tentative measure

3 As the working rule referred to above can only affect the future claims of the Municipalities against the Railway Department the arrear claims will have to be paid in full in accordance with the Municipal demand, bases on the Municipal byelaws, and the General Manager is requested to dispose of the pending bills accordingly

4 In cases where doubt or difficulty arises in regard to the assessment with reference to the amenities afforded, the Deputy Commissioner of the District concerned shall be arbitrator and his decision shall be accepted subject to review by Government

"Copy"

For Secretary to Government,
Railway Department

G R S App F VI—G 2]

SUBJECT

4

Diary No of letter replied to

General and Revenue Secretariat

( )

the *19*

Section

File No 72-48

Serial No 47

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 6 6 1949

Read—

Signed by

Letter No A4 C 624/48-49, dated the 4th May 1949, from the Municipal Commissioner, Bangalore City, requesting sanction of Government to the Order thereon No. resolution of the M.C. dated the 18th April 1949 approving of the proposal to waive two-thirds of the lighting tax due on the Railway buildings at Bangalore by the Mysore State Railway

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

from the year 1937-38 (2nd half) to 1947-48, the amount-wise being Rs 5-437-12-0 and adding that this is recommended under Govt. No RS 426-43/Rev 780-938-39 dated the 8th August 1938

—

Order No LL4 147--90/LL 72-48-47

5/6/48

The above resolution of the Bangalore City Municipal Council is sanctioned

for Secy to Govt
General Dept

30/5/48

Bgr. 31-5-48

List of Enclosures

To

The Municipal Commr.
Bangalore City (thro the Dy Commr)
The General Manager, Mysore State Railways, Mysore
The Comptroller to Govt
The Chief Auditor, Mysore State Revs Mysore

Copied by
Examined by

WD 03696—GPB—30 000—2 2 40

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

R e a d:-

Letter No.M.c.624/48-49 dated the 4th May 1949, from the Municipal Commissioner, Bangalore City, requesting sanction of Government to the resolution of the Municipal Council dated the 18th April 1949 approving of the proposal to waive two-thirds of the lighting tax due by the Mysore State Railway on the Railway buildings at Bangalore to the Municipality from the year 1937-38 (second half) to 1947-48, the amount involved being Rs.5,437-12-0 and adding that this is recommended under Government Order No.R.5426-43/Fy.F.80-0.38-39 dated the 8th August 1938.

ORDER NO.L. 14187-90 | RL-72-48-47

Dated, Bangalore, the 6 6 49

The above resolution of the Bangalore City Municipal Council is sanctioned.

For Secretary to Government,
General Department.

To

The Municipal Commissioner, Bangalore City (through the President)
" General Manager, Mysore State Railway, Mysore.
" Comptroller to Government.
" Chief Auditor, Mysore State Railway, Mysore.